IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

C.R. No.850 of 2007

Date of Decision:19.2.2007.

Kuldip Singh and another

....Petitioners.

Versus

Jagdish Singh

...Respondents.

CORAM : Hon'ble Mr. Justice Hemant Gupta.

Present:- Mr.R.K.Hooda,Advocate
for the petitioners.

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HEMANT GUPTA, J.(ORAL)

The challenge in the present revision petition is to the order dated 9.11.2006 passed by the learned trial Court whereby the evidence of plaintiffs was closed.

Learned counsel for the plaintiffs states the case is fixed before the learned trial Court on 26.2.2007 and that defendants have not led any evidence, even though the evidence of plaintiffs was closed on 9.11.2006. It is further contended that the plaintiffs shall compensate the defendants for delay in leading their evidence.

Keeping in view the above facts, I deem it appropriate to grant one another opportunity to the petitioners to lead their entire evidence subject to payment of Rs.5000/- as costs. If the plaintiffs fail to lead their evidence on the date fixed or to pay the costs, the evidence of plaintiffs shall remain closed. However, in the event of witnesses being produced by

the plaintiffs and costs being paid, the learned trial Court shall record the evidence of plaintiffs in the first instant before recording the evidence of defendants, if any present on the said date.

In view of the above, the revision petition is disposed of.

Copy of the order be given dasti.

(HEMANT GUPTA)
JUDGE

19.2.2007.
Reema